



EDMUND G. BROWN JR.
GOVERNOR



MATTHEW RODRIGUEZ
SECRETARY FOR
ENVIRONMENTAL PROTECTION

State Water Resources Control Board

Division of Drinking Water

October 29, 2014
Certified Mail/Return
7012 3460 0003 1113 0253

NACO West Lake Minden
1256 Marcum Road
Nicolaus, CA 95659

Attention: Ronda Barney, Manager

Subject: Public Water System No. 5100117 – Citation No. 21-14C-019 for bacteriological monitoring violation in the third quarter of 2014.

NACO West Lake Minden is classified as a transient non-community water system. Per Title 22, of the California Code of Regulations (CCR), NACO West Lake Minden is required to collect routine bacteriological samples from the distribution system every 3 months. Per Section 64423(a) of Title 22, the water system failed to collect routine bacteriological samples in the third quarter of 2014.

Therefore, this Citation is hereby issued to the water system for violating the monitoring and reporting requirements per the California Code of Regulations cited above.

Section 116577 of the California Safe Drinking Water Act provides for the department to be reimbursed by the public water system for costs incurred for preparing and issuing a citation. The billing rate is approximately \$126 per hour. At this time, we have spent approximately one hour preparing this citation. You will receive a bill for these costs, typically by September 1st, from our Fee Billing Unit in Sacramento.

If you have any questions please call Paul Rowe at (530) 224-4866. You may also contact me directly at (530) 224-4861.

A handwritten signature in black ink, appearing to read "R. Crenshaw".

Reese B. Crenshaw, P.E.
Valley District Engineer
DRINKING WATER FIELD
OPERATIONS BRANCH

Enclosures

STATE OF CALIFORNIA
WATER RESOURCES CONTROL BOARD
DIVISION OF DRINKING WATER

TO: NACO West Lake Minden
1256 Marcum Rd.
Nicolaus, CA 95659

Attn: Ronda Barney, Manager
NACO West Lake Minden

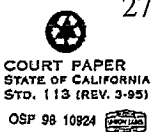
**CITATION FOR VIOLATION OF CALIFORNIA CODE OF REGULATIONS, TITLE
22, SECTION 64423 - WATER SYSTEM NO. 5100117**

CITATION NO. 21-14C-019

Issued on October 29, 2014

Section 116650 of the California Health and Safety Code authorizes the issuance of a citation to a public water system for violation of the California Safe Drinking Water Act (Health and Safety Code, Division 104, Part 12, Chapter 4, commencing with Section 116270) (hereinafter “California SDWA”), or any regulation, standard, permit or order issued or adopted thereunder.

The State Water Resources Control Board, acting by and through its Division of Drinking Water (hereinafter "Division") and the Deputy Director for the Division (hereinafter "Deputy Director"), hereby issues a citation to NACO West Lake Minden (hereinafter, Water System) (1256 Marcum Rd., Nicolaus, CA) for violation of California Code of Regulations (CCR), Title 22, Section 64423.



APPLICABLE AUTHORITIES

California Health and Safety Code provides - Section 116650, provides in relevant part:

- (a) If the Division determines that a public water system is in violation of this chapter or any regulation, permit, standard, citation, or order issued or adopted thereunder, the Division may issue a citation to the public water system. The citation shall be served upon the public water system personally or by certified mail. Service shall be deemed effective as of the date of personal service or the date of receipt of the certified mail. If a person to whom a citation is directed refuses to accept delivery of the certified mail, the date of service shall be deemed to be the date of mailing.
- (b) Each citation shall be in writing and shall describe the nature of the violation or violations, including a reference to the statutory provision, standard, order, citation, permit, or regulation alleged to have been violated.
- (c) A citation may specify a date for elimination or correction of the condition constituting the violation.
- (d) A citation may include the assessment of a penalty as specified in subdivision (e).

1 (e) The Division may assess a penalty in an amount not to exceed one
2 thousand dollars (\$1,000) per day for each day that a violation
3 occurred, and for each day that a violation continues to occur. A
4 separate penalty may be assessed for each violation.
5

6 **California Code of Regulations - Section 64423(a) states in relevant part:**
7

8 (a) Each water supplier shall collect routine bacteriological water samples
9 as follows:

10 (3) The minimum number of samples for transient-noncommunity
11 water systems using groundwater and serving 1000 or fewer
12 persons a month shall be one in each calendar quarter during
13 which the system provides water to the public.
14

15
16 **STATEMENT OF FACTS**
17

18 The NACO West Lake Minden domestic water system is classified as a transient non-
19 community water system. As such, the Water System is required to collect one routine
20 bacteriological sample quarterly from sections A, B, & C/D of the Water System's
21 distribution system. As of the date of this citation, the Division has not received any
22 routine bacteriological sample results collected from the distribution system during the
23 third quarter of the year 2014.
24
25

1 **DETERMINATIONS**

2

3 The Division has determined that the Water System violated Section 64423 (a), Title

4 22, of the CCR, in that the Water System did not report routine bacteriological sample

5 results at the required locations for the third quarter of 2014.

6

7

8 **DIRECTIVES**

9

10 The Water System is directed to take the following actions:

11

- 12 1. Comply with Section 64423(a), Title 22, of the CCR in all future bacteriological
- 13 monitoring.
- 14
- 15 2. Within 30 days of the issuance of this Citation, notify all persons served by the
- 16 Water System of this violation as required by Section 64463.4 and Section 64465,
- 17 Title 22, of the CCR. Notification shall be completed in accordance with each of
- 18 the following:
- 19
- 20 a. Provide the notice contained in Attachment 'A' by posting in
- 21 conspicuous locations throughout the area served by the Water System.
- 22 Changes and/or modifications to Attachment 'A' shall not be made
- 23 unless approved by the Division.
- 24
- 25 3. Complete and return Attachment 'B' "Certification of Completion of Public
- 26 Notification" form within 10 days of giving public notice. A copy of the notice used
- 27 to provide public notification shall be attached to the form.

1 The Division reserves the right to make such modifications to this Citation as it may
2 deem necessary to protect public health and safety. Such modifications may be
3 issued as amendments to this Citation, and shall be deemed effective upon issuance.

4
5 Nothing in this Citation relieves the Water System of its obligation to meet the
6 requirements of the California Safe Drinking Water Act, or of any regulation, permit,
7 standard, or order issued or adopted thereunder.

8
9 All submittals required by this Citation shall be submitted to the Division at the
10 following address:

11
12 Reese B. Crenshaw, P. E.
13 Valley District Engineer
14 State Water Resources Control Board
15 Division of Drinking Water
16 364 Knollcrest Dr. Suite 101
17 Redding, CA 96002
18
19

20 **PARTIES BOUND**

21
22 This Citation shall apply to and be binding upon the Water System, its officers,
23 directors, shareholders, agents, employees, contractors, successors, and assignees.
24

25
26 **SEVERABILITY**

27 The Directives of this Citation are severable, and the Water System shall comply with
28 each and every provision thereof, notwithstanding the effectiveness of any other
29 provision.

FURTHER ENFORCEMENT ACTION

The California SDWA authorizes the Division to: issue citation with assessment of administrative penalties to a public water system for violation or continued violation of the requirements of the California SDWA or any permit, regulation, permit or order issued or adopted thereunder including, but not limited to, failure to correct a violation identified in a citation or compliance order. The California SDWA also authorizes the Division to take action to suspend or revoke a permit that has been issued to a public water system if the system has violated applicable law or regulations or has failed to comply with an order of the Division; and to petition the superior court to take various enforcement measures against a public water system that has failed to comply with violates an order of the Division. The Division does not waive any further enforcement action by issuance of this citation.

10/28/14
Date

R. Crenshaw
Reese B. Crenshaw, P.E.
Valley District Engineer
Division of Drinking Water
State Water Resources Control Board

Attachments:

- A. Public Notification Form
- B. Proof of Notification Form



IMPORTANT INFORMATION ABOUT YOUR DRINKING WATER

Este informe contiene información muy importante sobre su agua potable.
Tradúzcalo o hable con alguien que lo entienda bien.

**NACO WEST LAKE MINDEN DID NOT TO COLLECT
ROUTINE BACTERIOLOGICAL SAMPLES IN THE THIRD
QUARTER OF 2014**

Our water system recently violated a monitoring requirement. Although this is not an emergency, as our customers, you have a right to know what you should do, what happened, and what we did to correct this situation.

What should you do?

You do not need to boil the water or take any corrective actions. This is not an emergency. If you have health concerns, you may wish to consult your doctor. General guidelines on ways to lessen the risk of infection by microbes are available from EPA's Safe Drinking Water Hotline at (800) 426-4791.

What happened? What was done?

We are required to monitor the drinking water for specific contaminants on a regular basis. Results of regular monitoring are an indicator of whether or not your drinking water meets health standards. During the third quarter (July – September, 2014) we did not perform routine bacteriological monitoring for the water system, and therefore, could not be sure of the quality of your drinking water during that time. We have since taken the required routine bacteriological samples, which have all tested absent for total coliform.

For more information, please contact Ronda Barney at (530) 656-2701.

Please share this information with all the other people who drink this water, especially those who may not have received this notice directly. You can do this by posting this public notice in a public place or distributing copies by hand or mail.

This notice is being posted by the NACO West Lake Minden water system.

State Water System ID#: 5100117. Date distributed: _____.

CERTIFICATION OF COMPLETION OF PUBLIC NOTIFICATION

This form when completed and returned to the Division of Drinking Water (364 Knollcrest Drive, Suite 101, Redding, CA 96002 or fax to 530-224-4844), serves as certification that public notification to water users was completed as required by the State Water Resources Control Board. Completing public notification and providing the Division with certification is important. Failure to do so will result in additional hourly time charges to your water utility and may result in a formal enforcement action with monetary penalties.

Public Water System Name NACO West Lake Minden

Public Water System No. 5100117

Public notification for the June 2014 bacteriological monitoring failure was performed by the following method(s):

Check and Complete

- a) ☐ By posting of the notice in conspicuous locations served by the water system.
- b) ☐ Distributing notice by using one or more of the following methods to reach persons not likely to be reached by public posting: Email message to employees or direct delivery.

For this method, provide the date (or dates) that the notice was posted _____.

I hereby certify that the above information is factual.

Printed Name

Signature

Date